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LINDSEY W. INGRAM, JR.
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August 29, 2003

Via Hand Delivery

Mr. Thomas Dorman
Executive Director
Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40601

RECEIVED

AUG 29 2003

PUBLIC SERVICE
COMMISSION

RE: Case No. 2003-00143

Dear Tom:

I deliver herewith the original and six (6) copies of Information Requests to Nextel partners submitted by Logan Telephone Cooperative, Inc.; Mountain Rural Telephone Cooperative Corporation, Inc.; Peoples Rural Telephone Cooperative Corporation, Inc.; South Central Rural Telephone Cooperative Corporation, Inc. and the Independent Telephone Group for filing.

Very truly yours,

STOLL, KEENON & PARK, LLP

By



Lindsey Ingram, Jr.

/s/

Enc.

cc: Counsel of Record

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COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

PUBLIC SERVICE
COMMISSION

IN THE MATTER OF:

PETITION OF NPCR, INC.,)	
D/B/A NEXTEL PARTNERS FOR)	CASE NO. 2003-00143
DESIGNATION AS AN ELIGIBLE)	
TELECOMMUNICATIONS CARRIER IN)	
THE COMMONWEALTH OF KENTUCKY)	

INFORMATION REQUESTS

Come Logan Telephone Cooperative, Inc.; Mountain Rural Telephone Cooperative Corporation, Inc.; Peoples Rural Telephone Cooperative Corporation, Inc.; South Central Rural Telephone Cooperative Corporation, Inc., and the Independent Telephone Group,¹ by counsel, and pursuant to the Commission's Order of August 13, 2003, hereby submits the following information requests to Nextel Partners.

Definitions and Instructions

The information requests are governed by the following definitions and instructions:

Definitions

1. "You," "your," or "Nextel Partners" - Means or pertains to the named company or companies seeking ETC status in this proceeding and includes, without limitation, each of these companies' officers, directors, employees, agents, attorneys, corporate subsidiaries and affiliates.
2. "Persons" - Means any and all natural persons, corporations, businesses, firms, companies, partnerships, unincorporated associations, governmental or public agencies, joint

¹ An association of rural telephone companies consisting of Ballard Rural Telephone Cooperative Corporation, Inc.; Brandenburg Telephone Company; Coalfields Telephone Company; Duo County Telephone Cooperative Corporation, Inc.; Foothills Rural Telephone Cooperative Corporation, Inc.; Highland Telephone Cooperative, Inc.; Logan Telephone Cooperative, Inc.; Mountain Rural Telephone Cooperative Corporation, Inc.; North Central Cooperative Corporation; Peoples Rural Telephone Cooperative Corporation, Inc.; South Central Rural Telephone Cooperative Corporation, Inc.; Thacker-Grigsby Telephone Company, Incorporated and West Kentucky Rural Telephone Cooperative Corporation, Inc.

ventures and all other entities, including, without limitation, all employees, representatives, consultants and agents of any of the foregoing.

3. "Documents" - Means any and all written, electronic or graphic matter, of any kind or description, however created, produced, reproduced or stored, whether sent or received, or whether originals, copies or drafts, including, but not limited to, every side of every page of all letters, papers, books, correspondence, bulletins, circulars, instructions, telegrams, cables, telex messages, facsimiles, memoranda, notes, notations, work papers, transcripts, minutes, reports, recordings of notes or meetings, conferences, interviews or telephone or other conversations, affidavits, statements, summaries, opinions, studies, analyses, evaluations, work sheets, contracts, agreements, journals, statistical records, desk or pocket calendars, appointment books, diaries, lists, tabulations, advertisements, sketches, drawings, blue prints, catalogs, audio or video records, photographs, computer printouts, e-mail transmissions, data processing input and output, deeds, microfilm, all other records kept by electronic, photographic or electrical means, and things similar to any of the foregoing however denominated.

4. "Relating to" or "Relate(s) to"- Means directly or indirectly mentioning, consisting of, evidencing, describing, referring to, pertaining to, being connected with, or reflecting upon the stated subject matter.

5. The words "any" and "all" shall be considered to include each and every.

6. The singular of any word shall include the plural and the plural of any word shall include the singular.

7. The word "expert" as used herein includes any person who will be offering expert testimony on behalf of Nextel Partners or who has been consulted or relied upon by any person who assisted in the preparation of the responses to these information and document production requests or who will be offering testimony on behalf of the Nextel Partners in this matter.

8. "CMRS" shall mean and refer to commercial mobile radio service.

9. "ETC" or "Eligible Telecommunications Carrier" shall mean and refer to the term as provided for in the Communications Act of 1934, as amended, and as used in applicable Commission and FCC orders and rules.

10. "Commission" means Kentucky Public Service Commission.

12. "FCC" means Federal Communications Commission.

13. "Act" means the Communications Act of 1934, as amended.

14. A "Serving Independent Telephone Group Member" means the Independent Group member that is the incumbent local exchange carrier within the geographic area for which Nextel Partners has requested ETC status.

Instructions

In answering these information requests, you are required to furnish all information that is available to you, or subject to your reasonable inquiry, including the information in the possession of you, your attorneys or other persons directly, or indirectly employed by, or connected with, you or your attorneys, and anyone else otherwise subject to your control. In answering each information request:

A. Identify by title, heading or caption, date, sender, recipient, location and custodian, each Document relied upon, reviewed or which forms a basis for the response given or which corroborates or Relates to the response given or the subject of what is given in response to these information requests;

B. State whether the information furnished is within the personal knowledge of the person responding and, if not, the name, if known, of each person to whom the information is a matter of personal knowledge;

C. Identify each person who assisted or participated in preparing and/or supplying any of the information given in response to or relied upon in preparing responses to these information requests;

D. Where an information request calls for a response in multiple parts, each part should be separated in the response so that the response is clearly understandable and complete;

E. Where the name or identity of a person is requested, state the full name, business address, and any telephone numbers of each person;

F. If you object to the production of any Document called for in these information requests, for each such Document state the following: (1) the reasons for the objection and any facts supporting the objection; (2) give a description of each Document including, without limitation, the date, sender, recipient(s), persons to whom copies have been furnished, job titles of each of the persons, subject matter of the Document, number of pages of the Document, the number(s) of the request to which such Document is responsive and the identity of the person in whose custody the Document is presently located.

G. If any Document is withheld under claim of privilege or work product, furnish a list identifying each Document for which the privilege or work product is claimed, together with the following information for each such Document: date, sender, recipient(s), persons to whom copies were furnished, job titles of each of those persons, subject matter of the Document, number of pages of the Document, the bases on which the privileges or work product is claimed, the paragraph(s) of these requests to which the Document responds, the person in whose custody the Document is presently located, and whether any matter that is not privileged or is not work product is discussed or mentioned in each Document.

H. If any Document requested was, but is no longer in the possession or subject to the control of Nextel Partners, or is no longer in existence, state whether it: (1) is missing or

lost; (2) has been destroyed; (3) has been transferred voluntarily or involuntarily to others and state the identity of the persons to whom it has been transferred; (4) has otherwise been disposed of, or in each instance explain the circumstances surrounding such disposition, state the date or approximate date thereof and the identity of the persons with knowledge of such circumstances; (5) identify the Documents that are missing, lost, destroyed, transferred or otherwise disposed of, by author, date, subject matter, addressee(s), and the number of pages.

I. If you do not clearly understand, or have any questions about, these definitions, instructions, or information requests, contact counsel for the Independent Telephone Group promptly for clarification.

Information Requests

1. For each ETC area, please provide a list of, and description of service offerings, rates and rate structures for services to be offered from each Nextel Partner including, where applicable, the amount of minutes of use included within the rate for such service and the calling scope of those minutes.

2. Please describe in detail the “universal service” offering that Nextel Partners intends to offer in the context of its ETC designation request.

3. How does Nextel Partners propose that the public and the Commission determine whether its rates are just, reasonable, and affordable for the services and service areas associated with its ETC designation request?

4. Please provide boundary maps which indicate the service areas where Nextel Partners seeks ETC designation showing Serving Independent Telephone Group Member local exchange areas. Also, please identify RSA, MSA, Major Trading Area (“MTA”), and county boundaries as well as existing tower/antenna sites.

5. Please provide a service coverage area map (39 dbu contours) for each Nextel Partners company within each serving Independent Telephone Group member local exchange area for which you have requested ETC designation.

6. What is Nextel Partners signal strength in the areas in which it seeks ETC designation?

7. How does Nextel Partners determine what signal strength is sufficient to serve customers? Please provide all work papers, including maps showing signal coverage to support the response.

8. Please identify any gaps (areas where wireless phone service is unavailable) in any of the areas in which Nextel Partners seeks ETC designation.

9. Please explain how Nextel Partners plans to provide service throughout the service area of each Serving Independent Telephone Group Member.

10. Please explain how Nextel Partners provides a dedicated message path for use by its respective end user customers for that customer's communications transmission when the end user customer exits the Nextel Partners' geographic coverage area.

11. Does Nextel Partners provide "local exchange service" to its respective customers? If not, why not? If so, does Nextel Partners consider such "local exchange service" to be the same as "telephone exchange service" as that term is defined in the Act? If not, why not?

12. To the extent that there is more than one operating company of Nextel Partners for which Nextel Partners seeks ETC designation in Kentucky, please identify the different entities with respect to the responses to Requests 4 and 5.

13. Please provide the call completion rate for originating end user traffic over Nextel Partners network for a recent representative period to include at least three (3) months.

14. Please explain how Nextel Partners provides access to operator services to its respective end user customers and the dialing arrangements required for such end user customer

to access such services. If access to operator services is not provided by Nextel Partners, please provide the name of the entity that provides such services.

15. With respect to the service options offered by Nextel Partners and identified in response to Request 1 above, does Nextel Partners have rate plans that offer different rates depending on the geographic scope of the call? Does Nextel Partners provide toll pre-subscription to its end user customers? If not, why not? If toll pre-subscription is not provided, please provide the name of the toll provider that Nextel Partners uses to provide long distance service to its end user customers.

16. Can an end user customer that uses the services of Nextel Partners gain access to an inter-exchange carrier of the customer's choice through dial-around arrangements (101XXXX) and/or through use of a 1-800 number? When a Nextel Partners end user customer places a 1-800 (or similar "toll-free" NXX) call, does Nextel Partners charge the originating customer? If the customer has paid for an "amount of minutes" as part of its service offering as identified in response to Request 1 above, does the placement of the "toll-free" call count against that amount of minutes? Please respond to the same question with respect to an operator assisted "collect" or reverse charge call.

17. Please specifically explain how Nextel Partners provides to its respective end user customers access to directory assistance, including, but not limited to, information contained in directory listings upon request of that customer.

18. Please specifically explain how Nextel Partners plans to provide toll limitation service as defined by the FCC.

19. Please specifically explain how Nextel Partners plans to provide lifeline and link-up service.

20. Please describe in detail how Nextel Partners measures service quality on its network and provide any appropriate documentation.

21. How does Nextel Partners determine the need for more transmission channels and/or cell sites?

22. Does Nextel Partners comply with the Commission's quality of service rules? If not, why not?

23. Please specifically explain how Nextel Partners plans to advertise the availability of the service throughout the service area of each Serving Independent Telephone Group Member.

24. If the Commission were to establish a state USF, and assume that the Commission would require contributions to such state USF of all telecommunications carriers operating within Kentucky based on a carrier's intrastate end user revenues, should Nextel Partners' customer revenue be included in the contribution base? If not, why not?

25. In the event that the Kentucky PSC established a State Universal Service Fund, would Nextel Partners apply for state funding?

26. Please identify whether Nextel Partners utilizes a company-specific percentage to determine its respective interstate Universal Service Fund ("USF") contribution obligation or whether Nextel Partners utilizes the FCC's USF safe harbor percentage. If company-specific percentages are used by Nextel Partners, please provide that percent.

27. What interconnection arrangements and/or agreements does Nextel Partners have in place in Kentucky for the origination and/or termination of traffic between its end users and the end users served by serving Independent Telephone Group members?

28. Assuming the ETC designation request of Nextel Partners were granted, please identify the specific provisions of the Commission's regulations and oversight to which Nextel Partners is willing to agree to be subject as a "universal service" ETC provider in Kentucky.

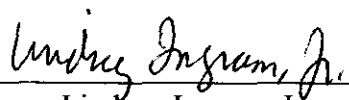
29. For each Serving Independent Telephone Group Member, please indicate the number of CMRS users currently served by Nextel Partners for which Nextel Partners seeks designation and interstate Universal Service support disbursements.

30. Please identify any other parties that Nextel Partners has contracted with to build, construct or otherwise maintain its network and related facilities.

31. Please provide all FCC documents related to status of Phase I and/or Phase II E-911 deployment (or the specific locations on the applicable FCC web page) for each of the counties for which Nextel Partners seeks ETC status.

32. How will an end user customer of Nextel Partners in each serving Independent Telephone Group member's serving area contact Nextel customer service concerning trouble with their service or complaints about their billing?

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Lexington, Kentucky 40507-1801
Telephone: (859) 231-3000

BY: 
Lindsey Ingram, Jr.

ATTORNEYS FOR INTERVENORS

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing pleading has been served by mailing same, postage prepaid, on this 24th day of August, 2003, to the following:

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By 
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